

M. PATRICIA THAYER (SBN 90818)
 pthayer@sidley.com
 SIDLEY AUSTIN LLP
 555 California Street
 San Francisco, California 94104
 Telephone: (415) 772-1200
 Facsimile: (415) 772-7400

SAMUEL N. TIU (SBN 216291)
 stiu@sidley.com
 TASHICA T. WILLIAMS (SBN 256449)
 ttwilliams@sidley.com
 SIDLEY AUSTIN LLP
 555 West Fifth Street, Suite 4000
 Los Angeles, California 90013
 Telephone: (213) 896-6000
 Facsimile: (213) 896-6600

ROBERT A. VAN NEST (SBN 84065)
 rvannest@kvn.com
 ASHOK RAMANI (SBN 200020)
 aramani@kvn.com
 SARAH B. FAULKNER (SBN 263857)
 sfaulkner@kvn.com
 KEKER & VAN NEST LLP
 633 Battery Street
 San Francisco, CA 94111-1809
 Telephone: (415) 391-5400
 Facsimile: (415) 397-7188

JASON SHEASBY (SBN 205455)
 jsheasby@irell.com
 GARY FRISCHLING (SBN 130583)
 gfrischling@irell.com
 C. MACLAIN WELLS (SBN 221609)
 mwells@irell.com
 IRELL & MANELLA LLP
 1800 Avenue of the Stars, Suite 900
 Los Angeles, California 90067-4276
 Telephone: (310) 277-1010
 Facsimile: (310) 203-7199

SANDRA HABERNY (SBN 260977)
 shaberny@irell.com
 IRELL & MANELLA LLP
 840 Newport Center Drive, Suite 400
 Newport Beach, California 92660-6324
 Telephone: (949) 760-0991
 Facsimile: (949) 760-5200

Attorneys for Plaintiff GENENTECH, INC.

Attorneys for Defendant
 THE TRUSTEES OF THE UNIVERSITY OF
 PENNSYLVANIA

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION**

GENENTECH, INC.,
 Plaintiff and Counter-Claim
 Defendant
 vs.
 THE TRUSTEES OF THE UNIVERSITY OF
 PENNSYLVANIA, a Pennsylvania non-profit
 corporation,
 Defendant and Counterclaimant.

Case No: 5:10-CV-2037-LHK(PSG)

**STIPULATED AGREEMENT
 REGARDING THE HEARING DATE OF
 GENENTECH'S MOTIONS TO COMPEL
 (DKT. NOS. 395 AND 396)**

STIPULATED AGREEMENT REGARDING THE HEARING DATE OF GENENTECH'S
MOTIONS TO COMPEL

WHEREAS, on November 8, 2011, Genentech filed two motions to compel the Trustees of the University of Pennsylvania ("UPENN") regarding Dr. Okudaira and production of Dr. Ferguson's documents (Dkt. Nos. 395 and 396);

WHEREAS, on November 16, 2011, Genentech provided notice of hearing for these two motions for November 22, 2011 (Dkt. No. 408);

WHEREAS, Genentech's lead counsel, who was to argue the motions, has an emergency that conflicts with the November 22, 2011 hearing date;

WHEREAS Genentech has requested and UPENN has agreed to move the hearing date to November 29, 2011; and

THE PARTIES NOW THEREFORE AGREE that the Court is requested to hear arguments regarding Genentech's Motions to Compel (Dkt. Nos. 395 and 396) on November 29, 2011 at 10 a.m.

SO STIPULATED:

Dated: November 21, 2011

Respectfully submitted,
SIDLEY AUSTIN LLP

By: /s/ M. Patricia Thayer

M. Patricia Thayer (SBN 90818)
Attorneys for Plaintiff and Counterclaim-
Defendant GENENTECH, INC.

Dated: November 21, 2011

Respectfully submitted,
IRELL & MANELLA LLP

By: /s/ Gary N. Frischling

Gary N. Frischling
Attorneys for Defendant and Counterclaimant
THE TRUSTEES OF THE UNIVERSITY OF
PENNSYLVANIA

1 PURSUANT TO STIPULATION, IT IS HEREBY BY ORDERED that:

2 The Court will hear arguments concerning Genentech's motions to compel (Dkt. Nos. 395
3 and 396) on November 29, 2011 at 10 a.m.

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5 IT IS SO ORDERED

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7 Dated: November _21_, 2011

8 By: Paul S. Grewal
9 Honorable Paul S. Grewal
10 United States Magistrate Judge
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SIGNATURE ATTESTATION

Pursuant to General Order 45(X), I hereby attest that concurrence in the filing of the attached document has been obtained from Gary N. Frischling, counsel to the University of Pennsylvania.

By: /s/ Tashica T. Williams

Tashica T. Williams (SBN 256449)
Attorneys for Plaintiff and Counterclaim-
Defendant GENENTECH, INC.